

## UNITED STATES DISTRICT COURT

NORTHERN

District of

ILLINOIS

UNITED STATES OF AMERICA

V.

JOHN VOLPENTESTA

**ORDER OF TEMPORARY DETENTION  
PENDING HEARING PURSUANT TO  
BAIL REFORM ACT***Defendant*

Case Number: 07 CR 50049-1

Upon motion of the United States, it is ORDERED that a detention hearing is set for December 11, 2007 \* at 10:00 am.  
 before HONORABLE P. MICHAEL MAHONEY, MAGISTRATE JUDGE  
*Name of Judicial Officer*

ROCKFORD, IL*Location of Judicial Officer*

Pending this hearing, the defendant shall be held in custody by (the United States marshal) ( \_\_\_\_\_ ) and produced for the hearing.  
*Other Custodial Official*

Date: December 7, 2007*Judicial Officer*

*FILED*  
 DEC 7 2007  
 Magistrate Judge P. Michael Mahoney  
 U.S. DISTRICT COURT

\*If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. § 3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. § 3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror.